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# Congressional Record

PROCEEDINGS AND DEBATES OF THE 117<sup>th</sup> CONGRESS, SECOND SESSION

Vol. 168

WASHINGTON, TUESDAY, DECEMBER 20, 2022

No. 198

## House of Representatives

The House met at noon and was called to order by the Speaker pro tempore (Mr. SARBANES).

### DESIGNATION OF THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore laid before the House the following communication from the Speaker:

WASHINGTON, DC,  
December 20, 2022.

I hereby appoint the Honorable JOHN P. SARBANES to act as Speaker pro tempore on this day.

NANCY PELOSI,  
*Speaker of the House of Representatives.*

### PRAYER

The Chaplain, the Reverend Margaret Grun Kibben, offered the following prayer:

When all around are voices of enticement and invitation, the lure of possessions and position, remind us, O Lord, that to You belong the Earth and all who live in it. Such is Your love for us that no power or opportunity can measure up to the design You intend for us, the grace plan You have laid out for us.

This kind of imagining is too wonderful for us, so high that we cannot comprehend that You, who founded the Earth on the seas, gave breath to every living creature. We live because You give us life.

Who are we, then that we dare approach You? Who of us can stand, without sin or blame, before You?

Holy and merciful God, cleanse our hands from all wrongdoing. Purify our hearts from all that has kept us from right living. Strengthen us to deny our trust in idols, to turn away from the false gods we have placed before You.

Then may we receive Your blessing, O Lord. Grant us Your absolution, that we may enter Your presence with confidence and live in faithfulness the day You have set before us.

In Your great and wonderful name we pray.  
Amen.

### THE JOURNAL

The SPEAKER pro tempore. The Chair has examined the Journal of the last day's proceedings and announces to the House his approval thereof.

Pursuant to clause 1 of rule I, the Journal of the last day's proceedings is approved.

### PLEDGE OF ALLEGIANCE

The SPEAKER pro tempore. Will the gentleman from Hawaii (Mr. KAHELE) come forward and lead the House in the Pledge of Allegiance.

Mr. KAHELE led the Pledge of Allegiance as follows:

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

### COMMUNICATION FROM THE CLERK OF THE HOUSE

The SPEAKER pro tempore laid before the House the following communication from the Clerk of the House of Representatives:

OFFICE OF THE CLERK,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, December 16, 2022.

Hon. NANCY PELOSI,  
*Speaker, House of Representatives,*  
Washington, DC.

DEAR MADAM SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on December 16, 2022, at 12:21 p.m.

That the Senate passed S. 688.  
That the Senate passed S. 2793.  
That the Senate passed S. 3957.  
That the Senate passed S. 5168.  
That the Senate agreed to S. Con. Res. 16.  
That the Senate passed without amendment H.R. 681.

That the Senate passed without amendment H.R. 2724.

That the Senate passed without amendment H.R. 4250.

That the Senate passed without amendment H.R. 7181.

With best wishes, I am,  
Sincerely,

KEVIN F. MCCUMBER,  
*Deputy Clerk.*

### ADJOURNMENT

The SPEAKER pro tempore. Pursuant to section 1 of House Resolution 1230, the House stands adjourned until noon tomorrow for morning-hour debate and 2 p.m. for legislative business.

Thereupon (at 12 o'clock and 4 minutes p.m.), under its previous order, the House adjourned until Wednesday, December 21, 2022, at noon for morning-hour debate.

### EXECUTIVE COMMUNICATIONS, ETC.

Under clause 2 of rule XIV, executive communications were taken from the Speaker's table and referred as follows:

EC-6136. A letter from the Program Specialist, Chief Counsel's Office, Office of the Comptroller of the Currency, Department of the Treasury, transmitting the Department's final rule — Appraisals for Higher-Priced Mortgage Loans Exemption Threshold [Docket No.: OCC-2022-0018] (RIN: 1557-AF17) received December 14, 2022, pursuant to 5 U.S.C. 801(a)(1)(A); Public Law 104-121, Sec. 251; (110 Stat. 868); to the Committee on Financial Services.

EC-6137. A letter from the General Counsel, Federal Housing Finance Agency, transmitting the Agency's Major final rule — 2023-2024 Multifamily Enterprise Housing Goals (RIN: 2590-AB21) received December 16, 2022, pursuant to 5 U.S.C. 801(a)(1)(A); Public Law 104-121, Sec. 251; (110 Stat. 868); to the Committee on Financial Services.

EC-6138. A letter from the Director, Regulations Policy and Management Staff, Department of Health and Human Services, transmitting the Department's Major final rule — Requirements for Additional

□ This symbol represents the time of day during the House proceedings, e.g., □ 1407 is 2:07 p.m.

Matter set in this typeface indicates words inserted or appended, rather than spoken, by a Member of the House on the floor.



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H9907

Traceability Records for Certain Foods [Docket No.: FDA-2014-N-0053] (RIN: 0910-AI44) received December 12, 2022, pursuant to 5 U.S.C. 801(a)(1)(A); Public Law 104-121, Sec. 251; (110 Stat. 868); to the Committee on Energy and Commerce.

EC-6139. A letter from the Director, Regulations Policy and Management Staff, FDA, Department of Health and Human Services, transmitting the Department's final rule — Tobacco Products; Required Warnings for Cigarette Packages and Advertisements; Delayed Effective Date [Docket No.: FDA-2019-N-3065] (RIN: 0910-AI39) received December 12, 2022, pursuant to 5 U.S.C. 801(a)(1)(A); Public Law 104-121, Sec. 251; (110 Stat. 868); to the Committee on Energy and Commerce.

EC-6140. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Propylamide; Extension of Tolerance for Emergency Exemption [EPA-HQ-OPP-2020-0568; FRL-10484-01-OCSPP] received December 12, 2022, pursuant to 5 U.S.C. 801(a)(1)(A); Public Law 104-121, Sec. 251; (110 Stat. 868); to the Committee on Energy and Commerce.

EC-6141. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Standards and Practices for All Appropriate Inquiries [EPA-HQ-OLEM-2021-0946 FRL-9334.1-01-OLEM], pursuant to 5 U.S.C. 801(a)(1)(A); Public Law 104-121, Sec. 251; (110 Stat. 868); to the Committee on Energy and Commerce.

EC-6142. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of State Plan for Designated Facilities and Pollutants: New Hampshire; 111(d)/129 Revised State Plan for Existing Large and Small Municipal Waste Combustors [EPA-R01-OAR-2021-0443; FRL-8778-02-R1] received December 12, 2022, pursuant to 5 U.S.C. 801(a)(1)(A); Public Law 104-121, Sec. 251; (110 Stat. 868); to the Committee on Energy and Commerce.

EC-6143. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Determination To Defer Sanctions; California; Yolo-Solano Air Quality Management District [EPA-R09-OAR-2022-0795; FRL-10217-02-R9] received December 12, 2022, pursuant to 5 U.S.C. 801(a)(1)(A); Public Law 104-121, Sec. 251; (110 Stat. 868); to the Committee on Energy and Commerce.

EC-6144. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Tetraniliprole; Pesticide Tolerances [EPA-HQ-OPP-2021-0624; FRL-10296-01-OCSPP] received December 12, 2022, pursuant to 5 U.S.C. 801(a)(1)(A); Public Law 104-121, Sec. 251; (110 Stat. 868); to the Committee on Energy and Commerce.

EC-6145. A letter from the Director, Office of Acquisition Policy, Office of Government-wide Policy, General Services Administration, transmitting the Administration's summary presentation of final rules — Federal Acquisition Regulation; Federal Acquisition Circular 2023-01; Introduction [Docket No. FAR-2022-0051, Sequence No. 6] received December 5, 2022, pursuant to 5 U.S.C. 801(a)(1)(A); Public Law 104-121, Sec. 251; (110 Stat. 868); to the Committee on Oversight and Reform.

EC-6146. A letter from the Chief, Branch of Domestic Listing, Fish and Wildlife Service, Department of the Interior, transmitting the Department's final rule — Endangered and Threatened Wildlife and Plants; Lesser Prairie-Chicken; Threatened Status With Section 4(d) Rule for the Northern Distinct Population Segment and Endangered Status for

the Southern Distinct Population Segment [Docket No.: FWS-R2-ES-2021-0015; FF09E21000 FXES111090FEDR 234] (RIN: 1018-BB27) received December 13, 2022, pursuant to 5 U.S.C. 801(a)(1)(A); Public Law 104-121, Sec. 251; (110 Stat. 868); to the Committee on Natural Resources.

EC-6147. A letter from the Branch of Administrative Support Services, Fish and Wildlife Service, Department of the Interior, transmitting the Department's final rule — Endangered and Threatened Wildlife and Plants; Reclassification of *Eugenia woodburyana* From Endangered to Threatened With a Section 4(d) Rule [Docket No.: FWS-R4-ES-2019-0070; FXES1113090000C2-189-FF09E42000] (RIN: 1018-BD01) received December 20, 2022, pursuant to 5 U.S.C. 801(a)(1)(A); Public Law 104-121, Sec. 251; (110 Stat. 868); to the Committee on Natural Resources.

EC-6148. A letter from the Chief, Branch of Domestic Listing, Fish and Wildlife Service, Department of the Interior, transmitting the Department's final rule — Endangered and Threatened Wildlife and Plants; Technical Amendments for Southeastern Mussels, Snails, and a Reptile [Docket No.: FWS-R4-ES-2021-0133; FF09E21000 FXES111090FEDR 223] (RIN: 1018-BF29) received December 13, 2022, pursuant to 5 U.S.C. 801(a)(1)(A); Public Law 104-121, Sec. 251; (110 Stat. 868); to the Committee on Natural Resources.

EC-6149. A letter from the Chief, Branch of Domestic Listing, Fish and Wildlife Service, Department of the Interior, transmitting the Department's final rule — Endangered and Threatened Wildlife and Plants; Threatened Species Status With Section 4(d) Rule for Puerto Rican Harlequin Butterfly and Designation of Critical Habitat [Docket No.: FWS-R4-ES-2020-0083; FF09E21000 FXES111090FEDR 234] (RIN: 1018-BE16) received December 13, 2022, pursuant to 5 U.S.C. 801(a)(1)(A); Public Law 104-121, Sec. 251; (110 Stat. 868); to the Committee on Natural Resources.

EC-6150. A letter from the Chief, Branch of Domestic Listing, Fish and Wildlife Service, Department of the Interior, transmitting the Department's final rule — Endangered and Threatened Wildlife and Plants; Endangered Species Status for Northern Long-Eared Bat [Docket No.: FWS-R3-ES-2021-0140; FF09E21000 FXES111090FEDR 234] (RIN: 1018-BG14) received December 13, 2022, pursuant to 5 U.S.C. 801(a)(1)(A); Public Law 104-121, Sec. 251; (110 Stat. 868); to the Committee on Natural Resources.

EC-6151. A letter from the Chief, Branch of Domestic Listing, Fish and Wildlife Service, Department of the Interior, transmitting the Department's final rule — Endangered and Threatened Wildlife and Plants; Endangered Species Status for the Dixie Valley Toad [Docket No.: FWS-R8-ES-2022-0024; FF09E21000 FXES111090FEDR 234] (RIN: 1018-BG21) received December 13, 2022, pursuant to 5 U.S.C. 801(a)(1)(A); Public Law 104-121, Sec. 251; (110 Stat. 868); to the Committee on Natural Resources.

EC-6152. A letter from the Chief, Branch of Domestic Listing, Fish and Wildlife Service, Department of the Interior, transmitting the Department's final rule — Endangered and Threatened Wildlife and Plants; Endangered Species Status for the Canoe Creek Clubshell and Designation of Critical Habitat [Docket No.: FWS-R4-ES-2020-0078; FF09E21000 FXES111090FEDR 223] (RIN: 1018-BE82) received December 13, 2022, pursuant to 5 U.S.C. 801(a)(1)(A); Public Law 104-121, Sec. 251; (110 Stat. 868); to the Committee on Natural Resources.

EC-6153. A letter from the Chief, Branch of Domestic Listing, Fish and Wildlife Service, Department of the Interior, transmitting the Department's final rule — Endangered and

Threatened Wildlife and Plants; Threatened Species Status With Section 4(d) Rule for Sickie Darter [Docket No.: FWS-R4-ES-2020-0094; FF09E21000 FXES1110900000 234] (RIN: 1018-BE89) received December 13, 2022, pursuant to 5 U.S.C. 801(a)(1)(A); Public Law 104-121, Sec. 251; (110 Stat. 868); to the Committee on Natural Resources.

EC-6154. A letter from the Agency Representative, United States Patent and Trademark Office, Department of Commerce, transmitting the Department's interim final rule — Eliminating Continuing Legal Education Certification and Recognition for Patent Practitioners [Docket No.: PTO-C-2022-0028] (RIN: 0651-AD62) received December 12, 2022, pursuant to 5 U.S.C. 801(a)(1)(A); Public Law 104-121, Sec. 251; (110 Stat. 868); to the Committee on the Judiciary.

EC-6155. A letter from the Regulation Development Coordinator, Office of Regulation Policy and Management, Office of General Counsel (00REG), Department of Veterans Affairs, transmitting the Department's final rule — National Service Life Insurance-Veterans Affairs Life Insurance (VALife) Program (RIN: 2900-AR53) received December 8, 2022, pursuant to 5 U.S.C. 801(a)(1)(A); Public Law 104-121, Sec. 251; (110 Stat. 868); to the Committee on Veterans' Affairs.

## REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

*[Submitted on December 16, 2022]*

Mr. SMITH of Washington: Committee on Armed Services. House Resolution 1475. Resolution of inquiry requesting the President and directing the Secretary of Defense to transmit to the House of Representatives any record created on or after January 21, 2021, under the control of the President or the Secretary, respectively, that refers to the Department of Defense and includes certain terms and phrases relating to gender, adversely, with an amendment (Rept. 117-647). Referred to the House Calendar.

*[Submitted on December 20, 2022]*

Mr. TAKANO: Committee on Veterans' Affairs. Supplemental report on House Resolution 1379. A resolution of inquiry requesting the President and directing the Secretary of Veterans Affairs to transmit, respectively, certain documents to the House of Representatives relating to the wait times for veterans to receive primary care, mental health care, and specialty care appointments at medical centers of the Department of Veterans Affairs (Rept. 117-583 Pt. 2).

Mr. NADLER: Committee on the Judiciary. H.R. 6577. A bill to establish, under article I of the Constitution of the United States, a court of record to be known as the United States Immigration Courts; with an amendment (Rept. 117-649 Pt. 1).

Mr. THOMPSON of Mississippi: Committee on Homeland Security. H.R. 8610. A bill to amend the Homeland Security Act of 2002 to authorize the Office of Health Security, make technical corrections to the authorization of the Countering Weapons of Mass Destruction Office, establish a Countering Weapons of Mass Destruction Advisory Committee, establish a departmental biodefense strategy, and for other purposes; with an amendment (Rept. 117-650 Pt. 1). Referred to the Committee of the Whole House on the state of the Union.

Mr. DEFAZIO: Committee on Transportation and Infrastructure. H.R. 3095. A bill to